



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION IX  
75 Hawthorne Street  
San Francisco, CA 94105

June 20, 2006

John G. Locke, President  
Angeles Chemical Co., Inc.  
20449 E. Rancho Los Cerritos Road  
Covina, CA 91724

Re: 104 (e) Request for Information - Omega Superfund Site  
Angeles Chemical Co., Inc. facility, 8915 Sorensen Avenue, Santa Fe Springs, CA

Dear Mr. Locke:

The United States Environmental Protection Agency ("EPA") is spending public funds to investigate and respond to the release or threatened release of hazardous substances into the soil and groundwater at the Omega Chemical Superfund Site (the "Site"). As part of its investigation EPA is seeking to determine the nature and extent of contamination at the Site, to assess the effects of contamination on the environment and public health, and to identify activities and parties that have or may have contributed to contamination at the Site.

EPA believes that you may have information which may assist EPA in its investigation of the Site. Evidence from groundwater investigations to date suggests that operations at various facilities in the area, including Omega Chemical, may have contributed to groundwater contamination through the use of volatile organic compounds (VOCs); including but not limited to, perchloroethylene (PCE), freons, trichloroethylene (TCE), and methylene chloride. Answers to the questions in Attachment B will provide us some of the information we need for this site investigation.

We request that you provide a complete and truthful response to this Information Request and attached questions (Enclosure B) within thirty (30) calendar days of your receipt of this letter. Under Section 104(e) of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. §9604(e), EPA has broad information gathering authority which allows EPA to require persons to furnish information or documents relating to:

- (a) The identification, nature, and quantity of materials which have been or are generated, treated, stored, or disposed of at a vessel or facility or transported to a vessel or facility.
- (b) The nature or extent of a release or threatened release of a hazardous substance or pollutant or contaminant at or from a vessel or facility.
- (c) Information relating to the ability of a person to pay for or perform a cleanup.

Please note that your compliance with this Information Request is mandatory. Failure to respond fully and truthfully may result in an enforcement action by EPA pursuant to Section 104(e)(5) of CERCLA, 42 U.S.C. §9604(e)(5). This statutory provision authorizes EPA to seek the imposition of penalties of up to \$32,500 per day of noncompliance. Please be further advised that provision of false, fictitious or fraudulent statements or representations may subject you to criminal penalties under 18 U.S.C. §1001. The information you provide may be used by EPA in administrative, civil or criminal proceedings.

Some of the information EPA is requesting may be considered by you to be confidential. Please be aware that you may not withhold the information upon that basis. If you wish EPA to treat the information confidentially, you must advise EPA of that fact by following the procedures outlined in Enclosure A, including the requirement for supporting your claim for confidentiality.

This request for information is not subject to review by the Office of Management and Budget ("OMB") under the Paperwork Reduction Act because it is not an "information collection request" within the meaning of 44 U.S.C. §§3502(3), 3507, 3512, and 3518(c)(1). See also 5 C.F.R. §§1320.3(c), 1320.4, and 1320.6(a). Furthermore, it is exempt from OMB review under the Paperwork Reduction Act because it is directed to fewer than ten persons. 44 U.S.C. §3502(4), (11); 5 C.F.R. §§1320.4 and 1320.6(a).

Instructions on how to respond to the questions are described in Enclosure A. Please return your written response to this request for information, signed by a duly authorized official of your company, within **thirty (30) calendar days** of receipt of this letter. Please direct your response to:

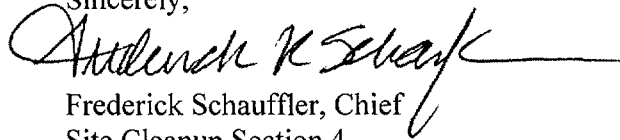
Linda Ketellapper, SFD-7-B  
U.S. Environmental Protection Agency, Region IX  
Superfund Division  
75 Hawthorne Street  
San Francisco, California 94105

Your response should include the appropriate name, address, and telephone number for the person to whom EPA should direct future correspondence in regard to this matter on behalf of your company.

If you have questions regarding this information request, please contact Thanne Cox, Assistant Regional Counsel at (415) 972-3908 or Linda Ketellapper, Enforcement Officer, at (415) 972-3104. If you have questions about the history of the Site, the nature of the environmental conditions at the Site, or the status of cleanup activities, please contact Chris Lichens at (415) 972-3149.

We appreciate and look forward to your prompt response to this information request.

Sincerely,

A handwritten signature in black ink, appearing to read "Frederick K. Schauffler", with a long horizontal flourish extending to the right.

Frederick Schauffler, Chief  
Site Cleanup Section 4  
Superfund Division

Enclosures (2)

cc: Thanne Cox, EPA ORC  
Linda Ketellapper, EPA

## ENCLOSURE A: INSTRUCTIONS AND DEFINITIONS

### Instructions:

1. Answer Each Question Completely. A separate response must be made to each of the questions set forth in this Information Request. For each question contained in this letter, if information responsive to this Information Request is not in your possession, custody, or control, please identify the person(s) from whom such information may be obtained.
2. Number Each Answer. When answering the questions in Enclosure B, please precede each answer with the corresponding number of the question and subpart to which it responds.
3. Number Each Document. For each document produced in response to this Information Request, indicate on the document, or in some other reasonable manner, the number of the question to which it corresponds.
4. Provide the Best Information Available. Provide responses to the best of Respondent's ability, even if the information sought was never put down in writing or if the written documents are no longer available. You should seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available to the Respondent will be considered non-compliance with this Information Request.
5. Identify Sources of Answer. For each question, identify (see Definitions) all the persons and documents that you relied on in producing your answer.
6. Continuing Obligation to Provide/Correct Information. If additional information or documents responsive to this Request become known or available to you after you respond to this Request, EPA hereby requests pursuant to CERCLA Section 104(e) that you supplement your response to EPA.
7. Scope of Request. The scope of this request includes all information and documents independently developed or obtained by research on the part of your company, its attorneys, consultants or any of their agents, consultants or employees.
8. Confidential Information. The information requested herein must be provided even though you may contend that it includes confidential information or trade secrets. You may assert a confidentiality claim covering part or all of the information requested, pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. §§9604(e)(7)(E) and (F), and Section 3007(b) of RCRA, 42 U.S.C. §6927(b), and 40 C.F. R. §2.203(b). If you make a claim of confidentiality for any of the information you submit to EPA, you must prove that claim. For each document or response you claim confidential, you must separately address the following points:

- a. clearly identify the portions of the information alleged to be entitled to confidential treatment;
  - b. the period of time for which confidential treatment is desired (e.g., until a certain date, until the occurrence of a specific event, or permanently);
  - c. measures taken by you to guard against the undesired disclosure of the information to others;
  - d. the extent to which the information has been disclosed to others, and the precautions taken in connection therewith;
  - e. pertinent confidentiality determinations, if any, by EPA or other federal agencies, and a copy of any such determinations or reference to them, *if available*; and
  - f. whether you assert that disclosure of the information would likely result in substantial harmful effects on your business' competitive position, and if so, what those harmful effects would be, why they should be viewed as substantial, and an explanation of the causal relationship between disclosure and such harmful effects.
  - g. To make a confidentiality claim, please stamp, or type, "confidential" on all confidential responses and any related confidential documents. Confidential portions of otherwise nonconfidential documents should be clearly identified. You should indicate a date, if any, after which the information need no longer be treated as confidential. Please submit your response so that all nonconfidential information, including any redacted versions of documents are in one envelope and all materials for which you desire confidential treatment are in another envelope.
  - h. All confidentiality claims are subject to EPA verification. It is important that you satisfactorily show that you have taken reasonable measures to protect the confidentiality of the information and that you intend to continue to do so, and that it is not and has not been obtainable by legitimate means without your consent. Information covered by such claim will be disclosed by EPA only to the extent permitted by CERCLA Section 104(e). If no such claim accompanies the information when it is received by EPA, then it may be made available to the public by EPA without further notice to you.
9. Disclosure to EPA's Authorized Representatives. Information which you submit in response to this Information Request may be disclosed by EPA to authorized representatives of the United States, pursuant to 40 C.F.R. 2.310(h), even if you assert that all or part of it is confidential business information. The authorized representatives of EPA to which EPA may disclose information contained in your response are as follows:

Arctic Slope Regional Corp.  
EPA Contract Number 68-R9-0101

Department of Toxic Substances Control/California  
Environmental Protection Agency

Science Applications International Corporation  
EPA Contract Number GS-10F-0076J

CH2M Hill, Inc.  
EPA Contract Number 68-W-98-225

Any subsequent additions or changes in EPA contractors who may have access to your response to this Information Request will be published in the Federal Register.

This information may be made available to these authorized representatives of EPA for any of the following reasons: to assist with document handling, inventory, and indexing; or to assist with document review and analysis for verification of completeness; or to provide expert technical review of the contents of the response. Pursuant to 40 C.F.R. §2.310(h), you may submit comments on EPA's disclosure of any confidential information contained in your response by EPA to its authorized representatives along with the response itself, within the thirty (30) calendar day period in which the response is due.

10. Objections to Questions. If you have objections to some or all of the questions contained in the Information Request letter, you are still required to respond to each of the questions.

Definitions:

1. The term "you" or "Respondent" should be interpreted to include the addressee of this Information Request, the addressee's officers, managers, employees, contractors, trustees, successors, assigns and agents.
2. The term "person" shall include any individual, firm, unincorporated association, partnership, corporation, trust, joint venture, or other entity.
3. The term "waste" or "wastes" shall mean and include trash, garbage, refuse, by-products, solid waste, hazardous waste, hazardous substances, and pollutants or contaminants, whether solid, liquid, or sludge.
4. The term "hazardous waste" shall have the same definition as that contained in Section 1004(5) of RCRA.
5. The term "hazardous substance" shall have the same definition as that contained in Section 101(14) of CERCLA, and includes any mixtures of such hazardous substances with any other substances, including mixtures of hazardous substances with petroleum products or other nonhazardous substances.
6. The term "release" has the same definition as that contained in Section 101(22) of CERCLA, and includes any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping or disposing into the environment,

including the abandonment or discharging of barrels, containers and other closed receptacles containing any hazardous substance or pollutant or contaminant.

7. The term "pollutant or contaminant" shall have the same definition as that contained in Section 101(33) of CERCLA and include any mixtures of such pollutants and contaminants with any other substance including petroleum products.
8. The term "materials" shall mean all substances that have been generated, treated, stored, *or disposed of or otherwise handled at or transported to the Site including*, but not limited to, all hazardous substances, pollutants or contaminants.
9. The term "documents" includes any written, recorded, computer generated or visually or aurally reproduced material of any kind in any medium in your possession, custody, or control or known by you to exist, including originals, all prior drafts, and all non-identical copies.

## ENCLOSURE B: QUESTIONS

1. State the full legal name, address, telephone number, position(s) held by and tenure of the individual(s) answering any of these questions on behalf of Angeles Chemical Co., Inc.
2. Identify and explain all former business forms used by the business (e.g., sole proprietorship, general partnership, limited partnership, joint venture or corporation). Indicate the entire time period during which the business operated under each separate business form.
  - a. Provide a copy of the Articles of Incorporation, together with any and all amendments, under which the business is operating.
  - b. If the business is or was operating under a fictitious business name, identify the fictitious name and the owner(s) of the fictitious name, and provide a copy of the Fictitious Business Name Statement filed with the county in which it is doing business.
  - c. Identify and explain any and all sales of the company's assets, including the acquisition of certain assets and the Bortz Products Division of Angeles Chemical Co., Inc. by Los Angeles Chemical Company, and identify and explain any investments in another business, company or corporation equating to 5% or more of that company by Angeles Chemical Co., Inc., its predecessors, subsidiaries and affiliated businesses, from the formation of Angeles Chemical Co., Inc. as a business to the date of this letter.
  - d. List the names, titles, telephone number(s) and current or last known addresses of all individuals who are currently or were officers and/or owners of Angeles Chemical Co., Inc., regardless of the business form under which the business was or is operated. Provide documentation of both the percentage of each individual's current or former ownership interest in the business and the time period(s) during which he or she held this ownership interest.
3. Provide copies of all documents evidencing the purchase of assets of Angeles Chemical Co., Inc. by Los Angeles Chemical Company, along with all attachments and schedules and any and all financing documents, including security agreements, promissory notes and financing statements.
4. As part of Los Angeles Chemical Company's purchase of Angeles Chemical Co., Inc.'s assets, did Los Angeles Chemical Company assume the environmental liabilities of Angeles Chemical Co., Inc.? If so, provide all documentation evidencing such assumption or transfer of liabilities.
5. Identify the dates you owned the real property located at 8915 Sorensen Avenue, Santa Fe Springs, CA, and provide a copy of the deed evidencing such ownership. If you are not the current owner of the real property located at 8915 Sorensen Avenue, Santa Fe



Springs, CA, provide the name, address, phone number and Social Security Number of the current owner and any past owners, to the best of your knowledge.

6. If you sold or otherwise transferred the real property located at 8915 Sorensen Avenue, Santa Fe Springs, CA to another entity or person, provide a copy of the deed, purchase agreement and/or any other document which evidences such transfer.
7. If you owned the real property located at 8915 Sorensen Avenue, Santa Fe Springs, CA jointly with any other individual(s) or entity or entities, provide the name, address and phone number of each such joint owner, and identify the periods of such joint ownership. Provide copies of all documentation evidencing such joint ownership of this property. As part of your response, please provide the Social Security Number of any individual you identified as a joint owner of 8915 Sorensen Avenue, Santa Fe Springs, CA.
8. Identify the individual(s) or company from whom you purchased the property located at 8915 Sorensen Avenue, Santa Fe Springs, CA. Include the last known address and telephone number of the seller, if known, and provide a copy of the deed and other documents through which you acquired this property.
9. Identify all prior owners of 8915 Sorensen Avenue, Santa Fe Springs, CA from 1970 to the present and provide the dates each owner owned this property. Provide copies of all deeds, ownership records and any other documents evidencing each such owner's ownership of 8915 Sorensen Avenue, Santa Fe Springs, CA.
10. If the property located at 8915 Sorensen Avenue, Santa Fe Springs, CA has been or is currently leased or subleased to any individual or company, identify the lessee or lessees or sublessee or sublessees, the period of tenancy for each, and provide a copy of each lease. Include all amendments to any lease or leases you provide in response to this request.
11. At the time you first took possession of 8915 Sorensen Avenue, Santa Fe Springs, CA, state whether you were aware of any contamination of such property and describe your efforts at the time to determine if such property had been contaminated or otherwise environmentally impaired. Provide all documentation evidencing your efforts to determine whether such property was contaminated or environmentally impaired at the time you first took possession of it (e.g., Phase I or other due diligence report). Describe the environmental condition of the real property located at 8915 Sorensen Avenue, Santa Fe Springs, CA at the time you first took possession of it. Specifically, describe any contamination and/or hazardous substances, or any evidence suggesting the possible presence of contamination and/or hazardous substances, that may have been present on the property at the time you first took possession of it.
12. Identify any prior operators of the facilities located at 8915 and 8831 Sorensen Avenue, Santa Fe Springs, CA and provide the dates each business operated at such addresses. To the best of your knowledge, describe the types of operations that occurred at such

addresses. Provide copies of all environmental documents and facility information in your possession regarding such prior operators.

13. Identify the current operators of the facilities located at 8915 and 8831 Sorensen Avenue, Santa Fe Springs, CA and provide the dates such current operators began doing business at such addresses. To the best of your knowledge, describe the types of current operations at these two facility addresses. Provide copies of all documents and facility information in your possession regarding current operations at these two addresses.
14. Identify the dates you operated at the real property located at 8915 Sorensen Avenue, Santa Fe Springs, CA, and provide copies of all documents evidencing operations at such address.
15. Identify the dates you operated at the real property located at 8831 Sorensen Avenue, Santa Fe Springs, CA, and provide copies of all documents evidencing operations at such address.
16. State in detail the nature of the company's business operations at 8831 Sorensen Avenue, Santa Fe Springs, CA and specifically state how such operations related to the company's operations at 8915 Sorensen Avenue, Santa Fe Springs, CA. Provide all documentation evidencing Angeles Chemical Co., Inc.'s operations at the 8831 Sorensen Avenue address.
17. Documentation obtained by EPA suggests that Angeles Chemical Co., Inc. conducted operations at a real property location designated with assessor's parcel number 8168-012-010. State in detail the nature of the company's business operations at such location and specifically state how such operations related to the company's operations at 8915 and 8831 Sorensen Avenue, Santa Fe Springs, CA. Provide all documentation evidencing Angeles Chemical Co., Inc.'s operations at the location designated with assessor's parcel number 8168-012-010.
18. Corporate records show that Angeles Chemical Co., Inc. is an active corporation. Is Angeles Chemical Co., Inc. currently conducting business? If so, state the nature of the company's business operations and specifically identify each location where the company currently operates and operated in the past. Provide any documentation in your possession that evidences operations at each location you identify.
19. Provide an estimate of Angeles Chemical Co., Inc.'s current and recent annual revenues. Provide documentation evidencing such revenues.
20. Provide an estimate of Angeles Chemical Co., Inc.'s current assets. Provide documentation evidencing such assets.
21. Documentation obtained by EPA shows that Angeles Chemical Co., Inc. is a participant in litigation against McKesson Corporation. Explain how Angeles Chemical Co., Inc. is financing the legal and other expenses it is incurring in connection with this lawsuit.

22. Provide a copy of the remedial investigation report, with attachments, conducted in connection with 8915 Sorensen Avenue, Santa Fe Springs, CA.
23. Provide copies of any and all documents in your possession or control pertaining to any and all releases of chemicals of concern that may have occurred during your operations at the locations identified as 8915 or 8831 Sorensen Avenue, Santa Fe Springs, CA of which you are aware, including, but not limited to, inspection notes, citizen complaints, letters of enforcement from any regulatory agency and formal notices of violation.
24. Provide copies of any and all documents evidencing your environmental practices at the locations identified as 8915 and 8831 Sorensen Avenue, Santa Fe Springs, CA, including, but not limited to, documents setting forth your waste management practices and procedures or any notice of environmental misconduct issued to Angeles Chemical Co., Inc. by any regulatory agency with jurisdiction over environmental issues.